



IN THE HIGH COURT OF KARNATAKA AT BENGALURU
DATED THIS THE 8TH DAY OF SEPTEMBER, 2022
PRESENT
THE HON'BLE MR. JUSTICE P.S.DINESH KUMAR
AND
THE HON'BLE MR. JUSTICE UMESH M ADIGA
REGULAR FIRST APPEAL NO. 1016 OF 2013 (SP)

BETWEEN :

SMT. NAGARATHNA
W/O KRISHNA SHETTY
AGED ABOUT 53 YEARS
NOW RESIDING AT NO.17,
5TH CROSS, 8TH MAIN,
"KUSUMA NILAYA"
BHUVANESHWARINAGAR
T.DASARAHALLI
HESARAGHATTA ROAD
BANGALORE-560 057

...APPELLANT

(BY SHRI. S.P. KULKARNI, ADVOCATE - [ABSENT])

AND :

SRI. T.A. NAGARAJ
S/O. T.T. ANJANAPPA
AGED ABOUT 45 YEARS
RESIDING AT NO.8
4TH CROSS, 80 FEET ROAD
CHANDRA LAYOUT
NAGARBHAVI
BANGALORE-560 072

...RESPONDENT

(BY SHRI. R.P. SOMASHEKHARAIHAH, ADVOCATE)

.





THIS RFA IS FILED UNDER SECTION 96, O-41, RULE-1 OF CPC, AGAINST THE JUDGMENT AND DECREE DATED 27.05.2013 PASSED IN O.S.1997/2007 ON THE FILE OF THE XVII ADDL. CITY CIVIL AND SESSIONS JUDGE, BANGALORE, PARTLY DECREERING THE SUIT FOR SPECIFIC PERFORMANCE.

THIS RFA COMING ON FOR FINAL *HEARING*, THIS DAY, **P.S. DINESH KUMAR J.**, DELIVERED THE FOLLOWING:

JUDGMENT

None appears for the appellant, even in the second call.

2. Shri. R.P. Somashekharaiiah, learned Advocate appeared for respondent.

3. Hence, petition is ***dismissed for non-prosecution.***

No costs.

**Sd/-
JUDGE**

**Sd/-
JUDGE**